

**UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA**

**In re:** JASON D. HARTMAN & KIMBERLY D. HARTMAN

**Chapter 13**

**Case No.:** 14-71050-PBR

**Debtor(s)**

**TRUSTEE'S MOTION TO DISMISS AND NOTICE OF HEARING**

NOTICE TO THE ABOVE-NAMED DEBTOR(S) AND COUNSEL:

Payments to the Trustee under the terms of the confirmed plan are in default in the amount of: \$2,200.00 ; this amount may be reduced by any payments received by the Trustee's office prior to the date of hearing on this motion. Pursuant to 11 U.S.C. § 1307, the Trustee moves to dismiss this case. Please take notice that if the hearing date scheduled below is continued or rescheduled, and if the debtor fails to make timely plan payments to the Trustee following the date noticed below, the Trustee will request dismissal on the continued or rescheduled hearing date.

WHEREFORE, based on the foregoing, pursuant to 11 U.S.C. § 1307, the Trustee moves that this case be dismissed.

Christopher Micale, Trustee  
P.O. Box 1001  
Roanoke, VA 24005  
(540) 342-3774  
chapter13\_trustee@ch13wdva.com

/s/ Christopher Micale  
Christopher Micale

NOTICE IS HEREBY GIVEN TO THE DEBTOR(S) THAT: YOUR RIGHTS MAY BE AFFECTED. You should read these papers carefully and discuss them with your attorney, if you have one. If you do not have an attorney, you may wish to consult one.

**Unless you file with the Office of the Clerk a written response to this Motion at least 7 days before the hearing described below, the Trustee may oppose any request for a continuance and will ask that the Court dismiss your case.** Further, any motions you may wish to file MUST be filed at least 7 days prior to the date of hearing on this motion, and noticed for hearing. If you do not take these steps, the Court may decide that you do not oppose the dismissal of your case.

**NOTICE OF HEARING**

Notice is hereby given to the debtor(s) and to debtors' counsel that HEARING WILL BE HELD ON THIS MOTION ON **Monday, October 19, 2015** at **11:00 am** or as soon thereafter as the parties may be heard before the Honorable Paul M. Black, Bankruptcy Judge, at the United States Bankruptcy Court, 210 Church Avenue SW, Room 200 Roanoke, VA 24011.

Hearing on said motion may be rescheduled from time to time in open court without further written notice.

Dated: 09/22/2015

/s/ Christopher Micale  
Christopher Micale

**CERTIFICATE OF SERVICE**

I certify that on Tuesday, September 22, 2015, I mailed a copy of the foregoing to the debtor(s) at their last known address appearing on the mailing matrix and counsel for the debtor(s).

Office of the Chapter 13 Trustee  
by: /s/ Latisha Bahadoor

Date	Amount	Date	Amount	Date	Amount	Date	Amount
08/29/2014	\$1,100.00	10/02/2014	\$1,100.00	12/08/2014	\$1,100.00	01/02/2015	\$1,100.00
01/19/2015	\$1,100.00	06/05/2015	\$1,100.00				